

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

STATE OF NEW YORK, *et al*,

Plaintiff,

v.

DONALD J. TRUMP, *et al*,

Defendants.

Case No. 25-cv-11221

**SUPPLEMENTAL DECLARATION OF ELIZABETH J. BURDOCK,  
PRESIDENT AND CEO, OCEANTIC NETWORK  
IN SUPPORT OF ACE NY MOTION FOR SUMMARY JUDGMENT**

I, Elizabeth J. Burdock, pursuant to 28 U.S.C. § 1746, hereby declare that:

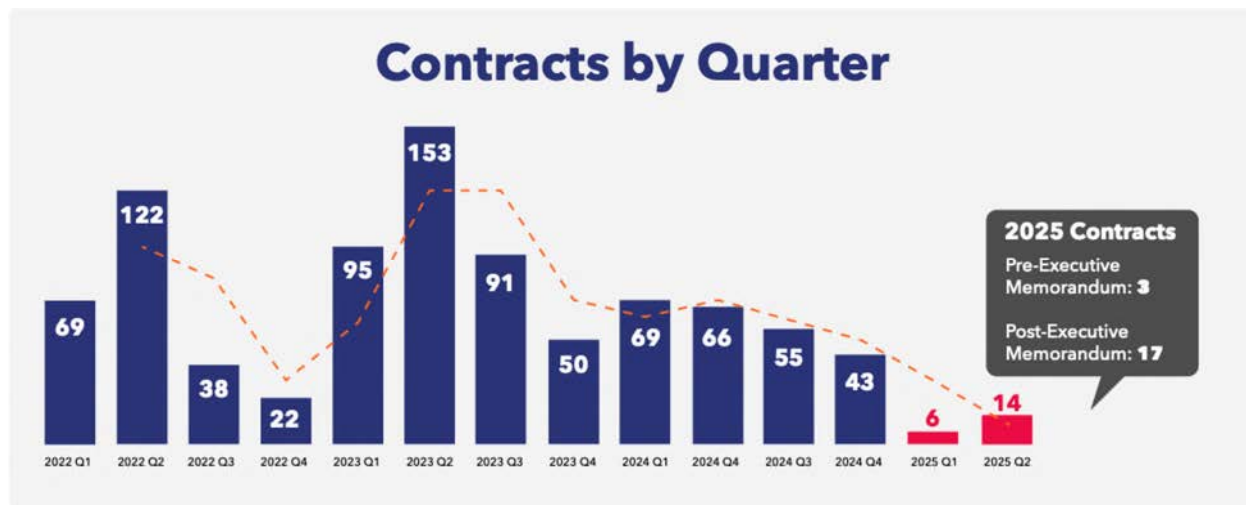
1. I serve as Chief Executive Officer and President of the Oceantic Network (formerly the Business Network for Offshore Wind), a globally respected nonprofit organization advancing offshore wind and building a robust domestic supply chain, and with membership reciprocal to ACE NY's membership. I am of the age of majority, am competent to make this declaration, and make this declaration based on my personal knowledge, investigation, and review of information in the possession of the Oceantic Network.

2. I submit this declaration in support of ACE NY's motion for summary judgment. This declaration supplements the previous declaration I have provided in this case, incorporated herein by reference to avoid repetition. ECF 64. Where an exhibit from the previous declaration has been updated (Exhibit G, H, I, J), it is identified with the same exhibit letter as in the previous declaration. (To avoid repetition, only those exhibits that have been updated have been appended to this declaration.)

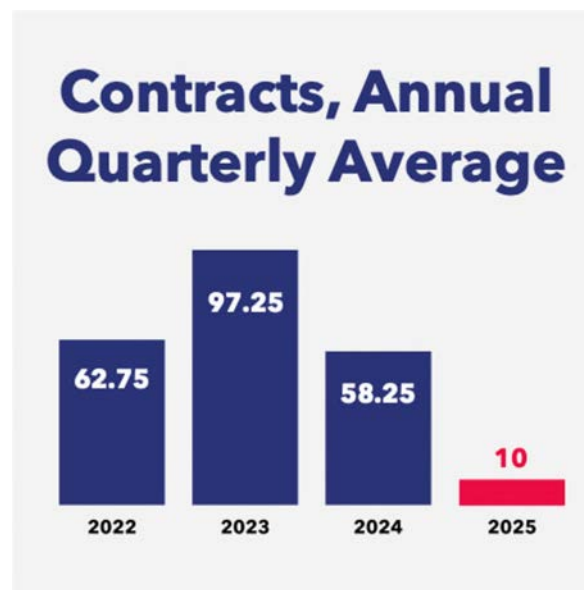
### **Updated Impacts of Wind Directive on Offshore Wind Industry**

3. The Wind Directive continues to inject significant uncertainty into both individual projects and the market as a whole, resulting in a dramatic and immediate impact on the U.S. market and its suppliers. Without certainty of project advancement, investors have been and will be extremely wary to commit more funding to the U.S. including new vessel orders or infrastructure advancements. Additionally, suppliers, many of whom have significantly expanded their operations in preparation for long-term demand profiles, have lost and will continue to lose work and contracts as individual projects' development schedules are delayed. Finally, realized assets depending on a project pipeline of multiple years are at risk of being stranded.

4. Oceantic database metrics immediately reflect a slowdown through the first two quarters of 2025 after the Wind Directive.



(Figure 1)

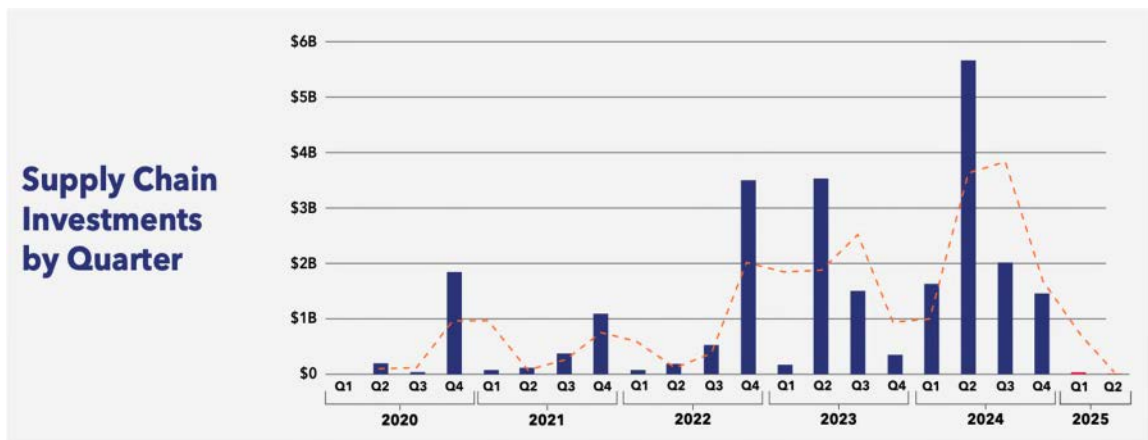


(Figure 2)

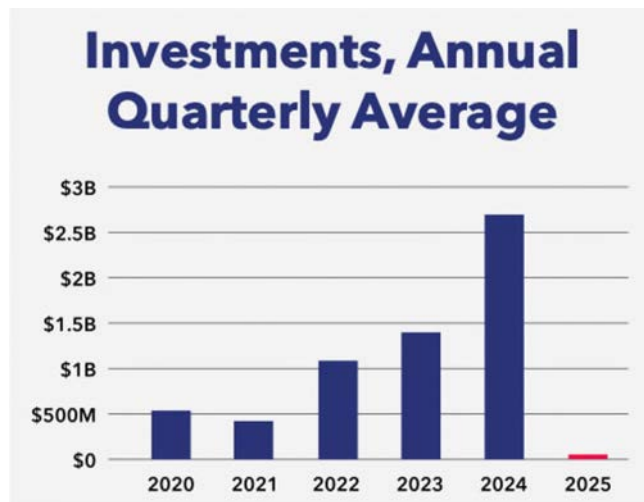
5. Oceanic has only identified 17 new supply chain contracts from January 20 to July 1, 2025, i.e., those announced or signed after the Wind Directive (**Figure 1**), mostly related to continuation of the Empire Wind 1 project following its sudden month-long stoppage in April and May 2025 that was unexplained other

than attribution to the Wind Directive. This is, on average, 10 contracts per quarter. By comparison, Oceantic identified an average of 58.25 new contracts quarterly in 2024 (**Figure 2**). This is a decrease of 82.8% (**Exhibit G - Contracts**).

6. Oceantic has also continued to track supply chain investment trends, which tell the same story.



(Figure 3)



(Figure 4)

7. The quarterly average investments per annum demonstrates a near-exponential curve through 2024 up to an average of \$2.7 billion per quarter; in 2025 (**Figure 3**) (**Figure 4**), the quarterly average is just \$23.7 million (**Exhibit H - Investments**), a 99.1% decrease. A steadily growing industry—the kind exemplified by these data—does not shrink by these amounts organically. It must be from an external force, in this case, the Wind Directive.

8. New vessel orders at shipyards for wind projects have continued to decrease significantly with the evaporation of a wind project pipeline. Since the late 2010s, Oceantic has identified 61 new or retrofit vessel orders to serve the U.S. offshore wind industry from shipyards across 15 states, conservatively totaling \$1.7 billion in shipyard activity (**Exhibit I – Vessels Launched**) (**Exhibit J – Vessels Ordered**). (This number has been updated from the previous declaration to reflect newly discovered information about pre-existing orders, from before 2025, that have been added to the database. As an example, Crowley announced a new specialty-retrofitted barge that has been under construction since last year.) As described in my prior declaration (§ 22), while shipyards are finishing some existing orders, Oceantic is aware of at most one new vessel order in 2025, worth approximately \$12 million, which may have been contracted before the Wind Directive. This dramatic slowdown will lead to reduced shipyard payrolls, loss of domestic jobs and specialized workers, and potentially stranded vessel assets.

I declare under penalty of perjury that the foregoing is true and correct.

Executed in Baltimore, Maryland on August 8, 2025.



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**List of Exhibits**

**Exhibit G: Contracts**

**Exhibit H: Investments**

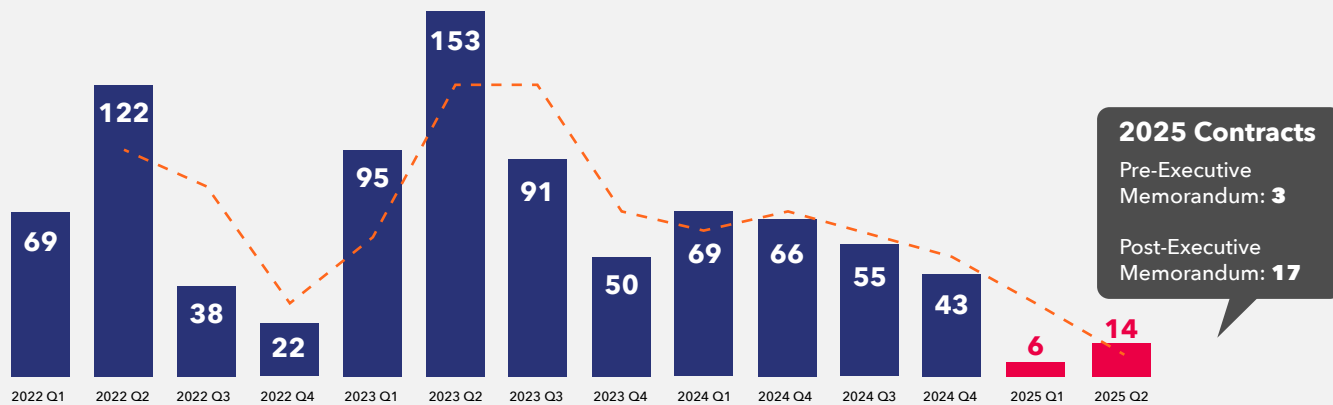
**Exhibit I: Vessels Launched**

**Exhibit J: Vessels Ordered**

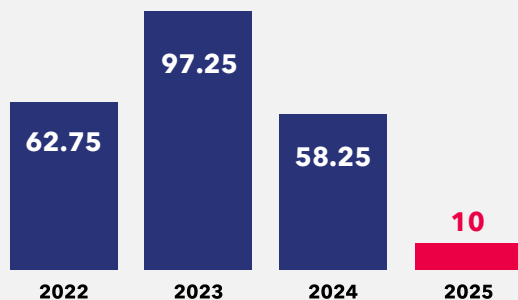
# **Exhibit G:**

## **Contracts**

## Contracts by Quarter



## Contracts, Annual Quarterly Average



## Methodology/Notes

This data was compiled using Oceantic's Offshore Wind Market Dashboard (Dashboard), which has been tracking and recording data for the U.S. offshore wind industry since 2020. Information for Dashboard is gathered through three primary sources: 1) public articles or press releases, 2) direct member submissions, and 3) self-identification in Supply Chain Connect, Oceantic's open-source, free-to-use supplier database. Dashboard contains information on more than 2,300 contracts for the U.S. offshore wind industry.

Whenever possible, Oceantic aims to precisely identify the date of contract announcements, investments, or vessel launches. If the exact date is unavailable, the system defaults to identifying the year and quarter of the announcement. In cases where both are inaccessible, the date the contract was input into Dashboard is used, based on the rationale that a contract cannot be entered into Dashboard before it exists.

This dataset excludes two instances where suppliers submitted a bulk list of over 20 contracts at once. These bulk submissions are excluded to prevent skewing the timeline narrative.

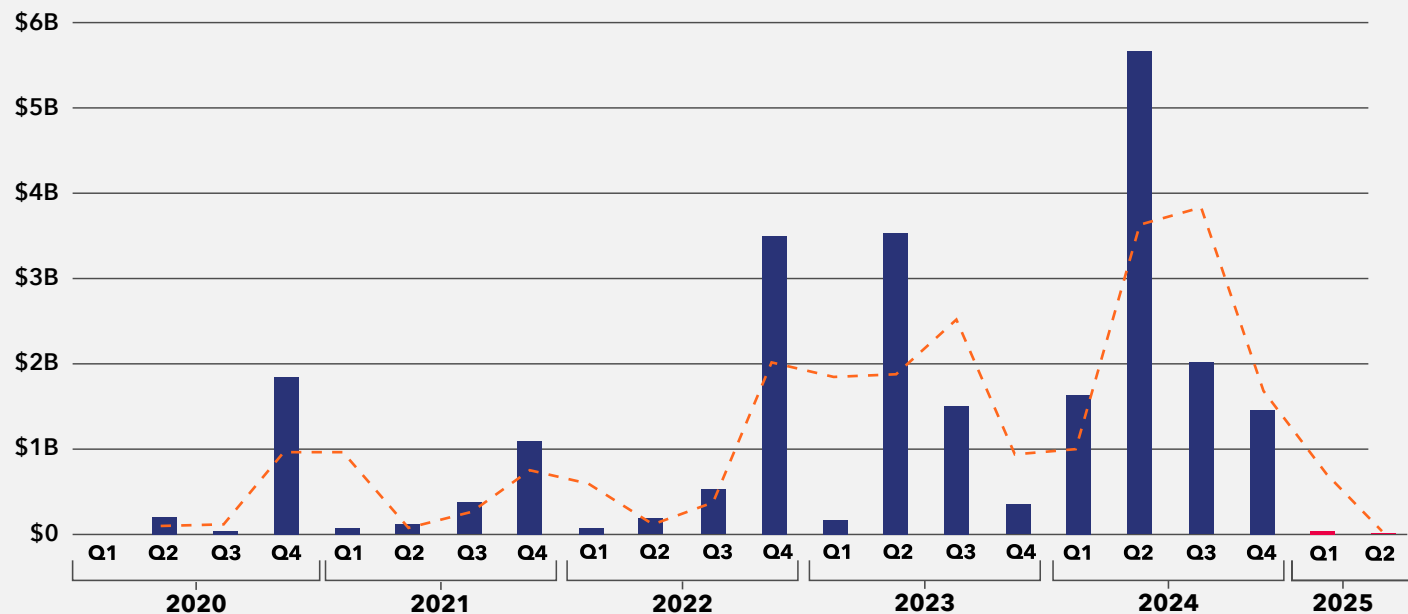


# **Exhibit H:**

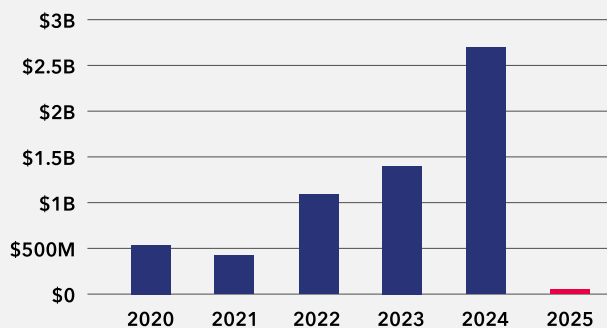
## **Investments**



## Supply Chain Investments by Quarter



## Investments, Annual Quarterly Average



## Supply Chain Investments by Major Category

	2020	2021	2022	2023	2024	Total (2014-2024)
Port Development	\$729M	\$572M	\$705M	\$855M	\$2,248M	\$5,109M
Supply Chain	\$252M	\$1,617M	\$1,792M	\$258M	\$1,913M	\$5,832M
Vessel Orders	\$1,064M	\$80M	\$295M	\$290M	-	\$1,729M
Research	\$9M	\$98M	\$60M	\$96M	\$111M	\$374M
Workforce Development	\$5M	\$32M	\$50M	\$20M	\$136M	\$243M
Shared Transmission Upgrades	-	-	\$1,321M	\$4,535M	\$5,803M	\$11,659M

# **Exhibit I:**

## **Vessels Launched**

# Vessels Launched



Vessel Name	Type	New build or Retrofit	Date Launch	Shipyard	Shipyard Location	Owner
Michelle Foss	Tug	New build	5/15/2015	Foss Shipyard		Foss Maritime
Atlantic Pioneer	Crew Transfer Vessel (CTV)	New build	4/10/2016	Blount Boats	Warren, RI	Atlantic Wind Transfers
GO Liberty	Offshore Supply Vessel (OSV)	Retrofit	2018	Master Boat Builders	Coden, AL	Guice Offshore
Gaspee	Crew Transfer Vessel (CTV)	Retrofit	2020	Colonna's Shipyard	Norfolk, VA	McAllister Towing
R/V Catapult	Survey Vessel	Retrofit	2/4/2020			Marine Imaging Technologies
Barge C455/8	Barge	New build	6/11/2020	Gulf Copper	Port Arthur, TX	Crowley Marine Services
WindServe Odyssey	Crew Transfer Vessel (CTV)	New build	7/16/2020	Senesco Marine	North Kingstown, RI	WindServe Marine
Atlantic Endeavor	Crew Transfer Vessel (CTV)	New build	12/26/2020	Blount Boats	Warren, RI	Atlantic Wind Transfers
Capt Les Eldridge	Crew Transfer Vessel (CTV)	Retrofit	Early 2023	Hornblower Shipyard	Bridgeport, CT	Coast Line Transfers LLC (CLT)
Marmac	Barge	Retrofit	Spring 2023			Foss Maritime
Foss Prevailing Wind	Barge	Retrofit	Spring 2023			Foss Maritime
Paul Candies (Retrofit)	Service Operation Vessel (SOV)	Retrofit	2023	Bollinger Shipyards	Houma, LA	Otto Candies, LLC
Cade Candies (Retrofit)	Service Operation Vessel (SOV)	Retrofit	2023	Bollinger Shipyards	Houma, LA	Otto Candies LLC
Northstar Navigator (Retrofit)	Service Operation Vessel (SOV)	Retrofit	2023	Eastern Shipbuilding Group	Panama City, FL	Northstar Marine Services
R/V Shackleford	Survey Vessel	New build	5/15/2023	All American Marine	Bellingham, WA	Geodynamics
WindServe Genesis	Crew Transfer Vessel (CTV)	New build	7/21/2023	Senesco Marine	North Kingstown, RI	WindServe Marine
Gateway Endeavor (Retrofit)	Crew Transfer Vessel (CTV)	Retrofit	8/5/2023	Hornblower Shipyard	Bridgeport, CT	MidOcean Wind LLC/ Hornblower Wind LLC
WindServe Journey	Crew Transfer Vessel (CTV)	New build	11/9/2023	Senesco Marine	North Kingstown, RI	WindServe Marine
WINDEA Courageous	Crew Transfer Vessel (CTV)	New build	1/5/2024	St. Johns Ship Building	Palatka, FL	MidOcean Wind LLC/ Hornblower Wind LLC
WINDEA Intrepid	Crew Transfer Vessel (CTV)	New build	1/9/2024	Gulf Craft	Franklin, LA	MidOcean Wind LLC/ Hornblower Wind LLC
Gripper	Crew Transfer Vessel (CTV)	New build	2/21/2024	Blount Boats	Warren, RI	American Offshore Services
WindServe Explorer	Crew Transfer Vessel (CTV)	New build	3/25/2024	Senesco Marine	North Kingstown, RI	WindServe Marine
ECO Edison	Service Operation Vessel (SOV)	New build	5/10/2024	North American Shipbuilding (ECO affiliate)	Houma, LA	Ørsted/Eversource Energy
Tee Ed	Mini Crew Transfer Vessel (mini-CTV)	New build	5/10/2024	Edison Chouest Offshore	Houma, LA	Ørsted/Eversource Energy
WINDEA Enterprise	Crew Transfer Vessel (CTV)	New build	6/24/2024	St. Johns Ship Building	Palatka, FL	MidOcean Wind LLC/ Hornblower Wind LLC
Generator	Crew Transfer Vessel (CTV)	New build	6/28/2024	Metal Shark Boats	Franklin, LA	American Offshore Services
WINDEA Ranger	Crew Transfer Vessel (CTV)	New build	7/3/2024	Breaux Brothers Enterprises	New Iberia, LA	MidOcean Wind LLC/ Hornblower Wind LLC
Atlantic Resolute	Crew Transfer Vessel (CTV)	New build	7/8/2024	St. Johns Ship Building	Palatka, FL	Atlantic Wind Transfers
Patriot Leader	Crew Transfer Vessel (CTV)	New build	8/20/2024	Gladding-Hearn Shipbuilding	Somerset, MA	Patriot Offshore Maritime Services LLC
WindServe Frontier	Crew Transfer Vessel (CTV)	New build	8/21/2024	Senesco Marine	North Kingstown, RI	WindServe Marine
Guarder	Crew Transfer Vessel (CTV)	New build	10/30/2024	Blount Boats	Warren, RI	American Offshore Services
WindServe Spartan	Crew Transfer Vessel (CTV)	New build	12/2/2024	Senesco Marine	North Kingstown, RI	WindServe Marine
Julie B	Barge	Retrofit	January 2025	Fairleads Shipyard	Newport News, VA	Crowley Marine Services
Stevens 2502 barge	Barge	Retrofit	January 2025	Stevens Shipyard	Hollywood, SC	Towing
R/V Northwind	Research Vessel	New build	3/5/2025	All American Marine	Bellingham, WA	Cal Poly Humboldt
WINDEA Reliance	Crew Transfer Vessel (CTV)	New build	3/18/2025	St. Johns Ship Building	Palatka, FL	MidOcean Wind LLC/ Hornblower Wind LLC
Atlantic Endurance	Crew Transfer Vessel (CTV)	New build	4/18/25	St. Johns Ship Building	Palatka, FL	Atlantic Wind Transfers
AOS Gamekeeper	Crew Transfer Vessel (CTV)	New build	4/17/2025	Metal Shark Boats	Franklin, LA	American Offshore Services
MARMAC 306	Cable Lay Barge	Retrofit	June 2025	LAD Services	Morgan City, LA	Crowley Marine Services
ECO Liberty	Service Operation Vessel (SOV)	New build	6/29/2025	Edison Chouest Shipyards	Houma, LA	Edison Chouest Offshore
ECO Liberty Daughter Craft	Mini Crew Transfer Vessel (mini-CTV)	New build	6/29/2025	Edison Chouest Shipyards	Houma, LA	Edison Chouest Offshore
Acadia	Subsea Rock Installation Vessel (SRIV)	New build	7/23/2025	Hanwha Philly Shipyard	Philadelphia, PA	Great Lakes Dredge & Dock

# **Exhibit J:**

## Vessels Ordered

# Vessels Under Construction, Ordered, and Announced



Vessel Name	Type	New build or Retrofit	Est. Launch	Shipyard	Shipyard Location	Owner
<b>Charybdis</b>	Wind Turbine Installation Vessel (WTIV)	New build	2025	GustoMSC, Keppel AMFELS	Brownsville, TX	Dominion Energy
<b>HAV 832</b>	Service Operation Vessel (SOV)	New build	2025	Fincantieri Bay Shipbuilding	Sturgeon Bay, WI	CREST Wind (Crowley/ESVAGT)
<b>[Unnamed] HAV 832 Daughter Craft</b>	Mini Crew Transfer Vessel (mini-CTV)	New build	2025	Derecktor Shipyards	Mamaroneck, NY	CREST Wind (Crowley/ESVAGT)
<b>[Unnamed] Maersk/ECO Feeder Barge 1/2</b>	Barge	New build	2026	Bollinger Shipyards	Houma, LA	Edison Chouest Offshore
<b>[Unnamed] Maersk/ECO Feeder Barge 2/2</b>	Barge	New build	2026	Bollinger Shipyards	Houma, LA	Edison Chouest Offshore
<b>[Unnamed] Maersk/ECO Tug 1/2</b>	Tug	New build	2026	Bollinger Shipyards	Gulfport, MS	Edison Chouest Offshore
<b>[Unnamed] Maersk/ECO Tug 2/2</b>	Tug	New build	2026	Bollinger Shipyards	Gulfport, MS	Edison Chouest Offshore
<b>[Unnamed] Blount CTV 3/4</b>	Crew Transfer Vessel (CTV)	New build		Blount Boats	Warren, RI	American Offshore Services
<b>[Unnamed] AOS (Blount) CTV 4/4</b>	Crew Transfer Vessel (CTV)	New build		Blount Boats	Warren, RI	American Offshore Services
<b>[Unnamed] AWT CTV 3/6</b>	Crew Transfer Vessel (CTV)	New build				Atlantic Wind Transfers
<b>[Unnamed] AWT CTV 4/6</b>	Crew Transfer Vessel (CTV)	New build				Atlantic Wind Transfers
<b>[Unnamed] AWT CTV 5/6</b>	Crew Transfer Vessel (CTV)	New build				Atlantic Wind Transfers
<b>[Unnamed] AWT CTV 6/6</b>	Crew Transfer Vessel (CTV)	New build				Atlantic Wind Transfers
<b>[Unnamed] Empire Patriot CTV</b>	Crew Transfer Vessel (CTV)	New build		St Johns Ship Building	Palatka, FL	Patriot Offshore
<b>[Unnamed] Mayflower/SouthCoast CTV</b>	Crew Transfer Vessel (CTV)	New build		Gladding-Hearn Shipbuilding	Somerset, MA	
<b>Kalypso CLV</b>	Cable Laying Vessel (CLV)	New build				Kalypso Offshore
<b>Northstar Responder (Retrofit)</b>	Offshore Supply Vessel (OSV)	Retrofit				Northstar Marine Services
<b>HOS Rocinante (Retrofit)</b>	Service Operation Vessel (SOV)	Retrofit		Eastern Shipbuilding Group	Panama City, FL	Hornbeck Offshore Services, Inc
<b>[Unnamed] LCV</b>	Light Construction Vessel (LCV)	Retrofit				